# MCKEE, VOORHEES & SEASE, PIC

CEVED Sethed Xar larthd

DEC 1 0 2003

#### ATTORNEYS AT LAW

801 GRAND AVENUE • SUITE 3200 • DES MOINES, IA 50309-2721 PHONE: 515-288-3667 • FAX: 515-288-1338 • www.ipmvs.com

OFICIAL

DATE:

December 10, 2003

TO:

Art Unit 1638 - MAIL STOP AF Examiner David H. KRUSE

COMPANY: USPTO

PHONE:

FAX:

703-872-9307

FROM:

Lila A. T. Akrad

NUMBER OF PAGES (Including cover): 8

COMMENTS: Please file the attached AMENDMENT AFTER FINAL:

APPLICANT:

COLBERT, Terry R.

SERIAL NO: :

09/489,884

FILED

January 21, 2000

TITLE

January 21, 2000

HYBRID MAIZE PLANT AND SEED 33T17

Grp./A.U.

1638

Examiner

KRUSE, David H.

Conf. No.

6401

Docket No. :

P04348US0 - PHI 1194

THE DOCUMENTS ACCOMPANYING THIS FACSIMILE TRANSMITTAL COVER SHEET CONTAIN INFORMATION FROM THE LAW FIRM OF McKEE, VOORHEES & SEASE WHICH MAY BE CONFIDENTIAL AND/OR LEGALLY PRIVILEGED. THE DOCUMENTS ARE INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE ADDRESSER IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING THESE DOCUMENTS TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISCLOSURE, COPYING, DISTRIBUTION OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS TRANSMITTED INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY THIS FIRM SO THAT WE CAN ARRANCE FOR THE RETURN OF THE ORIGINAL DOCUMENTS TO US. THANK YOU.

PATENT

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

HECEIVED
CENTRAL FAX CENTER

DEC 1 0 2003

**APPLICANT** 

COLBERT, Terry R.

SERIAL NO

09/489,884

FILED

January 21, 2000

TITLE

HYBRID MAIZE PLANT AND SEED 33T17

Grp./A.U.

1638

Examiner

KRUSE, David H.

Conf. No.

6401

Docket No.

P04348US0 - PHI 1194

### AMENDMENT AFTER FINAL UNDER 37 C.F.R. § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the communication from the Examiner dated November 11, 2003, a Final Rejection, it is respectfully requested that this Amendment After Final be entered and made of record. The following amendments and remarks place the application in form for allowance. No new matter is presented, as such the Amendment After Final is proper under 37 C.F.R. § 1.116. Applicant respectfully requests reconsideration.

## **Introductory Comments**

Claims 1-4 and 43-71 are pending in the present application.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Mail Stop AF, Alexandria, VA 22313-1450.

Date: 12/10/2003

FACSIMILE

☑ transmitted by facsimile to the Patent and Trademark Office, Art Unit 1638 at Fax No. (703) 872-9307.

Lifa A. T. Akrad